

IN THE HIGH COURT OF JUDICATURE, ANDHRA PRADESH
AT HYDERABAD

(Special Original Jurisdiction)

TUESDAY, THE SEVENTH DAY OF DECEMBER
TWO THOUSAND AND FOUR

PRESENT

THE HON'BLE MR JUSTICE K.C. BHANU

WRIT PETITION No: 22539 of 2004

Between:

- 1 A.A.Rao S/o.Pullaiah, Working in APSRTC,
Nagarkurnool Bus Depot Mahabubnagar District.
- 2 C.Pandu S/o.Ramulu, Working in APSRTC,
Nagarkurnool Bus Depot Mahabubnagar District.

..... PETITIONERS

AND

- 1 The Depot Manager APSRTC, Nagarkurnool Bus Depot,
Manabubnagar District.
- 2 The Regional Manager APSRTC Mahabubnagar Region at Mahabubnagar.

.....RESPONDENTS

Petition under Article 226 of the constitution of India praying that in the circumstances stated in the Affidavit filed herein the High Court may be pleased to issue a writ or order or direction more particularly one in the nature of writ of Mandamus declaring that the action of the respondents in not giving Special Grade/Stagnation Increment to the petitioners with effect from their completion of 12 years of service in A.P.S.R.T.C in total (All Regions) and counting the present regions service of 12 years for 12 years Special Grade/Stagnation increment as bad, arbitrary, illegal, unjust and unreasonable and contrary to the Judgments of this Hon'ble Court and consequently direct the respondents to effect the 12 years Special Grade/Stagnation increment to the petitioners on their completion of 12 years of service.

Counsel for the Petitioner: MR.P.VENKATESWAR RAO

Counsel for the Respondents: MR.P.VINAYAKA SWAMY , Standing Counsel

The Court made the following Order:

For not granting stagnation increment the present writ petition is filed. According to the writ petitioner, he completed 12 years of service in the respondent-corporation and therefore, he is entitled to the stagnation increment. As the stagnation increment/Special Grade was not sanctioned to him the present writ petition is filed.

The learned counsel for the petitioner contended that the total service rendered in the corporation has to be taken into consideration for granting stagnation increment/Special Grade.

On the other hand, the learned counsel for the respondent contended that as the petitioner has not completed 12 years of service in a particular region, he is not entitled for such benefits.

This Court in W.A.No.1301 of 2000, dated 20.10.2002, held that it is the total service rendered by the petitioner in the corporation that counts but not in the division or region. Following the above judgment, the total service of the petitioner has to be taken into consideration in granting stagnation increment/Special Grade. So, the respondents are directed to consider the case of the petitioner for granting stagnation/Special Grade increment, considering the total service rendered by him in the corporation, within a period of two months from the date of receipt of a copy of this order. In the circumstances of the case, there shall be no order as to costs.

Writ petition is disposed of.

07.12.2004

Jsu

To

- 1 The Depot Manager, APSRTC, Nagarkurnool Bu Depot,
Manabubnagar District.
- 2 The Regional Manager, APSRTC, Mahabubnagar Region at Mahabubnagar.

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